



Attorney Docket No.: 004688.P054

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#41A S.C.W. 11-10/04/02

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

)

Dan Kikinis, et al.

)

Application No.: 10/072,114

)

Filed: February 5, 2002

)

For: IMAGE-ORIENTED
ELECTRONIC PROGRAMMING
GUIDE SYSTEM

)

Examiner: Not yet assigned

Art Unit: Not yet assigned

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June 5, 2002
Date of Deposit

Catherine Louthan
Name of Person Mailing Correspondence
Catherine Louthan 6/5/02
Signature Date

Box Non-Fee Amendment
Commissioner For Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Dear Sir:

Prior to the examination of the above-identified application, please amend the application as follows. An Appendix A on a page separate from this amendment is enclosed, which includes a marked-up version of the replacement paragraph to show all of the changes relative to the previous version of the paragraph pursuant to 37 C.F.R. § 1.121(b)(iii).

IN THE SPECIFICATION

✓

Please replace the paragraphs numbered [0002]-[0006] beginning on page 2 with the following:

A1
CONCL

[0002] This application is further a Continuation-in-Part of U.S. Patent

Application Serial No. 09/344,442.

[0003] This application is further a Continuation-in-Part of U.S. Patent

Application Serial No. 09/361,470.

[0004] This application is further a Continuation-in-Part of U.S. Patent

Application Serial No. 09/378,184, filed 8/20/99 by Kamen et al., which in turn is a continuation of U.S. Patent Application Serial No. 09/344,442, filed 6/25/1999.

[0005] This application is further a Continuation-in-Part of U.S. Patent

Application Serial No. 09/378,220, filed 8/20/99 by Kamen et al., which in turn is a continuation of U.S. Patent Application Serial No. 09/344,442, filed 6/25/1999.

[0006] This application is further a Continuation-in-Part of U.S. Patent

Application Serial No. 09/488,361, filed 1/16/00 by Kamen et al.

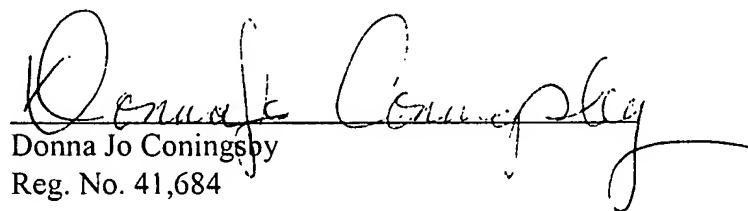
REMARKS

Please charge any shortages and credit any overcharges to our Deposit Account
number 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP

Date: 6-5-02


Donna Jo Coningsby
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APPENDIX A
MARKED-UP VERSION OF REPLACEMENT PARAGRAPHS
PURSUANT TO 37 C.F.R. § 1.121(B)(III).

[0002] This application is further a Continuation-in-Part of U.S. Patent Application Serial No. 09/344,442 [(docket No. isurfTV1), which in turn is a continuation of U.S. Patent Application Serial No. _____].

[0003] This application is further a Continuation-in-Part of U.S. Patent Application Serial No. 09/361,470 [(docket No. isurfTV2), which in turn is a continuation of U.S. Patent Application Serial No. _____].

[0004] This application is further a Continuation-in-Part of U.S. Patent Application Serial No. 09/378,184, filed 8/20/99 by Kamen et al. [(attorney docket no. isurfTV4)], which in turn is a continuation of U.S. Patent Application Serial No. 09/344,442, filed 6/25/1999.

[0005] This application is further a Continuation-in-Part of U.S. Patent Application Serial No. 09/378,220, filed 8/20/99 by Kamen et al. [(attorney docket no. isurfTV4A)], which in turn is a continuation of U.S. Patent Application Serial No. 09/344,442, filed 6/25/1999.

[0006] This application is further a Continuation-in-Part of U.S. Patent Application Serial No. 09/488,361, filed 1/16/00 by Kamen et al. [(attorney docket no. isurfTV12), which in turn is a continuation of U.S. Patent Application Serial No. _____.]

04/10

0300

#4

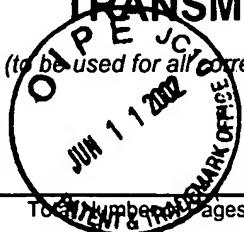
PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

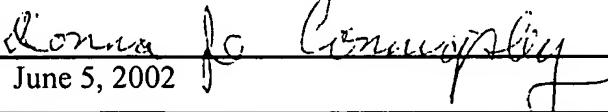
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TRANSMITTAL FORM		Application No.	10/072,114
(to be used for all correspondence after initial filing)		Filing Date	February 5, 2002
		First Named Inventor	Dan Kikinis
		Group Art Unit	
		Examiner Name	Not yet assigned
Total Number of Pages in This Submission		Attorney Docket Number	



ENCLOSURES (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; height: 40px; width: 100%;">-return receipt postcard</div>	
			<input type="checkbox"/> Assignment Papers (for an Application)
			<input type="checkbox"/> Drawing(s)
			<input type="checkbox"/> Licensing-related Papers
			<input type="checkbox"/> Petition
			<input type="checkbox"/> Petition to Convert a Provisional Application
			<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address
			<input type="checkbox"/> Terminal Disclaimer
			<input type="checkbox"/> Request for Refund
			<input type="checkbox"/> CD, Number of CD(s)

Remarks

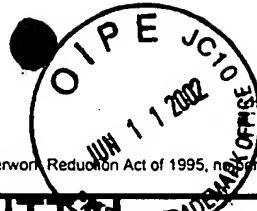
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Donna Jo Coningsby, Reg. No. 41,684 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	June 5, 2002

CERTIFICATE OF MAILING/TRANSMISSION

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Typed or printed name	Catherine D. Louthan		
Signature		Date	June 5, 2002

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT **(\$)**

Complete if Known

Application Number	10/072,114
Filing Date	February 5, 2002
First Named Inventor	Dan Kikinis
Examiner Name	Not yet assigned
Group/Art Unit	
Attorney Docket No.	4688P054

METHOD OF PAYMENT (check one)

Check Credit card Money Order Other None

Deposit Account

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of the application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
101	740	201	370	Utility filing fee
106	330	206	165	Design filing fee
107	510	207	255	Plant filing fee
108	740	208	370	Reissue filing fee
114	160	214	80	Provisional filing fee
SUBTOTAL (1)		(\$)		

2. EXTRA CLAIM FEES

Total Claims	38	Independent Claims	4	Extra Claims	Fee from below	Fee Paid
				=	X	=

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple Dependent claim, if not paid
109	84	209	42	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$)		

**or number previously paid, if greater. For Reissues, see below

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
105	130	205	65 Surcharge - late filing fee or oath
127	50	227	25 Surcharge - late provisional filing fee or cover sheet.
139	130	139	130 Non-English specification
147	2,520	147	2,520 For filing a request for ex parte reexamination
112	920*	112	920 * Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840 * Requesting publication of SIR after Examiner action
115	110	215	55 Extension for reply within first month
116	400	216	200 Extension for reply within second month
117	920	217	460 Extension for reply within third month
118	1,440	218	720 Extension for reply within fourth month
128	1,960	228	980 Extension for reply within fifth month
119	320	219	160 Notice of Appeal
120	320	220	160 Filing a brief in support of an appeal
121	280	221	140 Request for oral hearing
138	1,510	138	1,510 Petition to institute a public use proceeding
140	110	240	55 Petition to revive - unavoidable
141	1,280	241	640 Petition to revive - unintentional
142	1,280	242	640 Utility issue fee (or reissue)
143	460	243	230 Design issue fee
144	620	244	310 Plant issue fee
122	130	122	130 Petitions to the Commissioner
123	50	123	50 Processing fee under 37 CFR 1.17(q)
126	180	126	180 Submission of Information Disclosure Stmt
581	40	581	40 Recording each patent assignment per property (times number of properties)
146	740	246	370 Filing a submission after final rejection (37 CFR § 1.129(a))
149	740	249	370 For each additional invention to be examined (37 CFR § 1.129(b))
179	740	279	370 Request for Continued Examination (RCE)
169	900	169	900 Request for expedited examination of a design application
Other fee (specify)			
* Reduced by Basic Filing Fee Paid		SUBTOTAL (3) (\$)	

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Donna Jo Coningsby	Registration No. (Attorney/Agent)	41,684	Telephone	(503) 684-6200
Signature	<i>Donna Jo Coningsby</i>			Date	06/05/02

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